

MINUTE ENTRY FOR CRIMINAL PROCEEDING

BEFORE MAG. Cheryl L. Pollak DATE: 7/11/23

DOCKET NUMBER: 23-m-7 FTR #: 3:00-3:06

DEFENDANT'S NAME: Aurelien Michel
☒ Present ☐ Not Present ☐ Custody ☐ Bail

DEFENSE COUNSEL: Adam Brody
☐ Federal Defender ☐ CJA ☐ Retained

A.U.S.A.: Dylan Stern CLERK: M. Sica

INTERPRETER: Maïjorie St-Jean (Language) French

Defendant arraigned on the: ☐ indictment ☐ superseding indictment ☐ probation violation

☐ Defendant pleads NOT GUILTY to ALL counts.

☐ DETENTION HEARING Held. ☐ Defendant's first appearance.

☐ Bond set at _____
Defendant ☐ released ☐ held pending satisfaction of bond conditions.

☐ Defendant advised of bond conditions set by the Court and signed the bond.

☐ Surety (ies) sworn, advised of bond obligations by the Court and signed the bond.

☐ (Additional) surety/ies to co-sign bond by _____

☐ After hearing, Court orders detention in custody. ☐ Leave to reopen granted

☐ Temporary Order of Detention Issued. Bail Hearing set for _____

☐ At this time, defense counsel states on the record that the defendant does not have a bail application / package. Order of detention entered with leave to reapply to a Magistrate or to the District Court Judge to whom the case will be assigned.

☒ Order of Excludable Delay/Speedy Trial entered. Start 7/11/23 Stop 9/11/23

☐ Medical memo issued.

☐ Defendant failed to appear, bench warrant issued.

☒ Status conference set for 9/11/23 @ 11 AM before Judge Duty Magistrate

Other Rulings:

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

APPLICATION AND
ORDER OF EXCLUDABLE DELAY

-v-

Case No. 23-M-7

Aurelien Michel

The United States of America and the defendant hereby jointly request that the time period from July 11, 2023 to Sept. 8, 2023 be excluded from the computation of the time period within which

- ☒ an information or indictment must be filed, or (XW)
☐ trial of the charges against defendant must commence. (XC)

The parties seek the exclusion of the foregoing period because

- ☒ they are engaged in plea negotiations, which they believe are likely to result in a disposition of this case without trial, and they require an exclusion of time in order to focus efforts on plea negotiations without the risk that they would not, despite their diligence, have reasonable time for effective preparation for trial,
☐ they need additional time to prepare for trial due to the complexity of case,
☐

The defendant states that he/she has been fully advised by counsel of his/her rights guaranteed under the Sixth Amendment to the Constitution; the Speedy Trial Act of 1974, 18 U.S.C. §§ 3161-74; the plan and rules of this Court adopted pursuant to that Act; and Rule 50(b) of the Federal Rules of Criminal Procedure. The defendant understands that he/she has a right to be tried before a jury within a specified time not counting periods excluded.

Defendant

For U.S. Attorney, E.D.N.Y.

Counsel for Defendant

The joint application of the United States of America and the defendant having been heard at a proceeding on the date below, the time period from 7/11/23 to 9/11/23 is hereby excluded in computing the time within which ☒ an information or indictment must be filed or ☐ trial must commence. The Court finds that this exclusion of time serves the ends of justice and outweigh the interests of the public and the defendant in a speedy trial for the reasons discussed on the record and because

- ☒ given the reasonable likelihood that ongoing plea negotiations will result in a disposition of this case without trial, the exclusion of time will allow all counsel to focus their efforts on plea negotiations without the risk that they would be denied the reasonable time necessary for effective preparation for trial, taking into account the exercise of due diligence.
☐

SO ORDERED.

Dated: Brooklyn, N.Y.
7/11 20 23

United States Magistrate Judge